

FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CIVIL APPLICATION NO.1891 OF 2006
IN
FIRST APPEAL NO. 756 OF 2006

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Office Notes, Office Memoranda of : Court's or Judge's orders.
coram, appearances, Court's orders :
or directions and Registrar's :
orders. :
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Ms.M.M.Sathaye for the applicant.

CORAM: D.B.BHOSALE, J.
DATED: 17.11.2006

P.C.:

Heard learned counsel for the
applicant. None appears for the respondents
though served.

By this application the applicant has
made the following prayer :

(a) That pending hearing and final
disposal of the present First Appeal, by an
appropriate order of this Hon'ble Court, the
respondents, their servants, agents and/or
anybody claiming through or under them be
restrained from creating third party
interest/rights in respect of the suit
property, i.e. land bearing Gat No.173/1A/2
admeasuring total 5H,97R at Mouje Javluke
Diondori Shivar, Tal Dindori, Dist-Nashik,
more particularly described in para 1 of the
plaint of the said suit."

Having regard the to overall facts and
circumstances of the case and considering

that despite the notice respondents have chosen not to appear in the matter, this civil application is allowed in terms of prayer quoted above. Civil application is disposed of. Liberty to apply.

(D.B.BHOSALE, J.)